

**REQUEST FOR COMMENCEMENT OF THE NATIONAL STAGE OF A PCT APPLICATION  
UNDER 35 U.S.C. § 371**

To the Commissioner for Patents:

This is a request for commencement of the national stage under 35 U.S.C. § 371 of PCT/US2005/006421, filed on February 23, 2005 claims the benefit of Provisional Application, Serial No. 60/547,591 filed on February 24, 2004 entitled BOTULINUM TOXIN SCREENING ASSAYS

by the following named inventor(s):

|          |                           |  |  |  |                           |
|----------|---------------------------|--|--|--|---------------------------|
| <b>1</b> | Full Name of Inventor     | Last Name:<br><b>Fernandez-Salas</b>                           | First Name:<br><b>Ester</b>                    | Middle Name:                             |                           |
|          | Residence and Citizenship | City:<br><b>Fullerton</b>                                      | State or Foreign Country:<br><b>California</b> | Country Of Citizenship:<br><b>U.S.A.</b> |                           |
|          | Post Office Address       | Post Office Address:<br><b>1710 Rocky Road</b>                 | City:<br><b>Fullerton</b>                      | State or Country:<br><b>California</b>   | Zip Code:<br><b>92831</b> |
| <b>2</b> | Full Name of Inventor     | Last Name:<br><b>Garay</b>                                     | First Name:<br><b>Patton</b>                   | Middle Name:<br><b>E.</b>                |                           |
|          | Residence and Citizenship | City:<br><b>Long Beach</b>                                     | State or Foreign Country:<br><b>California</b> | Country Of Citizenship:<br><b>U.S.A.</b> |                           |
|          | Post Office Address       | Post Office Address:<br><b>2021 N. Beverly Plaza-<br/>#137</b> | City:<br><b>Long Beach</b>                     | State or Country:<br><b>California</b>   | Zip Code:<br><b>90815</b> |
| <b>3</b> | Full Name of Inventor     | Last Name:<br><b>Aoki</b>                                      | First Name:<br><b>Kei Roger</b>                | Middle Name:                             |                           |
|          | Residence and Citizenship | City:<br><b>Coto de Caza</b>                                   | State or Foreign Country:<br><b>California</b> | Country Of Citizenship:<br><b>U.S.A.</b> |                           |
|          | Post Office Address       | Post Office Address:<br><b>2 Ginger Lily Court</b>             | City:<br><b>Coto de Caza</b>                   | State or Country:<br><b>California</b>   | Zip Code:<br><b>92679</b> |

Applicants expressly request that the national stage of processing commence as soon as the application is in order for such purpose and the applicable requirements of 35 USC § 371(c) have been complied with.

Please cancel any amendments which have been made to the claims under Article 19 or Article 34 of the PCT.

(X) The Commissioner is hereby authorized to use Deposit Account Number 01-0885 for the payment of any extension fees incurred during the prosecution of this application.

(X) Enclosed is a specification of 87 pages, which includes 78 claims ( 7 pages) and an abstract (1 page).

Oath or Declaration

(x) Enclosed is a fully executed oath or declaration.

() Enclosed is an unsigned oath or declaration.

(X) A self-addressed return postcard is enclosed for verification of receipt.

(X) The filing fee is calculated below:

| FOR  | NUMBER<br>FILED | NUMBER<br>EXTRA   | RATE     | FEE              |
|--|-----------------|-------------------|----------|------------------|
| Basic National Fee (37 CFR 1.492(a))   |                 |                   | \$300.00 | <b>\$300.00</b>  |
| Examination Fee (37 CFR 1.492(c) - all other situations  |                 |                   | \$200.00 | <b>\$200.00</b>  |
| Search Fee (37 CFR 1.492(b) - International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB |                 |                   | \$400.00 | <b>\$400.00</b>  |
| Total Claims in Excess of 20   | 78              | minus 20 = -58- x | \$50.00  | <b>\$2900.00</b> |
| Independent Claims in Excess of Three  | 3               | minus 5 = -2- x   | \$200.00 | <b>\$400.00</b>  |
| If application contains any multiple dependent claims, then add  |                 |                   | \$360.00 | <b>\$360.00</b>  |
| Total Sheets   | 87              | minus 100 -0-     | \$50.00  | <b>\$0.00</b>    |
| Utility Application Size Fee - for each additional 50 sheets that exceeds 100 sheets   |                 | = -0- x           | \$250.00 | <b>\$0.00</b>    |
| Processing Fee   |                 |                   | \$130.00 | <b>\$0.00</b>    |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31) \$40.00 per property    |                 |                   | \$ 40.00 | <b>\$0.00</b>    |
| <b>TOTAL FILING FEE</b>  |                 |                   |          | <b>\$4560.00</b> |

(X) The Commissioner is hereby authorized to charge the filing fee and excess claim fees (including multiple dependent claim fee) as stated above to Deposit Account No. 01-0885. If this amount is incorrect, or for payment of any other fees that may be incurred as a result of this communication please use said Deposit Account.

() A copy of the Recorded Assignment with the Recordation Cover Sheet, bestowing all interest in this application to Allergan, Inc., is enclosed. (Reel 015285; Frame 0800)

(x) New drawing(s) are enclosed 13 sheets.

() A Statement Pursuant to 37 CFR §1.821(f) and a labeled diskette containing the computer readable sequence listing is enclosed.

() A Statement Pursuant to 37 CFR §1.821(e), stating that the paper copy and the computer readable form are

identical is filed herewith.

- ( ) A properly labeled computer readable form of the Sequence Listing accompanies this Application.
- (x) The Power of Attorney in this application is to Dean G. Stathakis, Registration Number 54,465.
- ( ) The Power of Attorney appears in the Combined Declaration and Power of Attorney, filed herewith.
- ( ) A copy of the Request for Extension of Time filed in the prior application is enclosed.

Please address all future communications to:

Dean G. Stathakis  
Registration No. 54,465  
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Irvine, CA 92612  
Tel: 714-246-6521 Fax: 714-246-4249

Respectfully submitted,

/Dean G. Stathakis/

Date: August 16, 2006

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Dean G. Stathakis  
Registration No. 54,465  
Patent Agent of Record